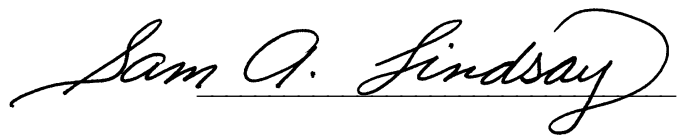




the court **determines** that the findings and conclusions of the magistrate judge are correct, and **accepts** them as those of the court. Accordingly, Defendants' Motion for Summary Judgment is **granted** pursuant to Federal Rule of Civil Procedure 56; and Defendant SPS's Motion to Dismiss Plaintiff's Third Amended Complaint is **granted** pursuant to Federal Rule of Civil Procedure 12(b)(6). Accordingly, this action is **dismissed with prejudice**. The court will issue a judgment by a separate document as required by Federal Rule of Civil Procedure 58.

**It is so ordered** this 28th day of September, 2015.

A handwritten signature in black ink, reading "Sam A. Lindsay", written over a horizontal line.

Sam A. Lindsay  
United States District Judge